



PATENT
2105.2545.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jamshid Ashourian, et al.

Serial No. : 10/632,053

Filing Date : July 31, 2003

Title : Stabilized Milk Product Containing Fruit and Fruit Juice

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REVOCATION OF PRIOR POWER OF ATTORNEY
AND SUBSTITUTE POWER OF ATTORNEY

PepsiCo, Inc., by its undersigned officer, is the assignee of record of the entire right, title and interest in the above-identified application, and hereby revokes any and all prior powers of attorney and hereby appoints PASQUALE A. RAZZANO and FITZPATRICK, CELLA, HARPER & SCINTO, its attorneys, to transact all business in the United States Patent and Trademark Office in connection with the above-identified application and to receive all correspondence from the Patent and Trademark Office.

A Statement Under Rule 37 C.F.R. 3.73(b) is annexed hereto.

Please direct all future correspondence concerning this application to:

Pasquale A. Razzano, Esq.
FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
(212) 218-2100

PEPSICO, INC.

Dated: March 31, 2004

By Elizabeth N. Bilus
Name: Elizabeth N. Bilus
Title: Assistant Secretary

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jamshid Ashourian, et al.
Serial No. : 10/632,053
Filing Date : July 31, 2003
Title : Stabilized Milk Product Containing Fruit and Fruit Juice

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. 3.73(b)

PepsiCo, Inc., a corporation of North Carolina, states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of a series of assignments from the inventors. The first assignment, recorded at Reel 013773, Frame 0259, assigned the rights herein to one of the co-inventors, Mr. Ashourian, who then assigned the application to ProVita, Inc., which then assigned the application to PepsiCo., Inc. The latter two assignments were submitted to the Patent and Trademark Office for recordation on March 22, 2004. A copy of the Transmittal of Document for recordation for each of these Assignments and the Assignments are enclosed herewith.

The undersigned is empowered to sign this statement on behalf of the assignee. Accordingly, kindly enter the accompanying Substitute Power of Attorney in the file for this matter.

PEPSICO, INC.

Date: March 31, 2004

By: Elizabeth N. Bilus
Name: Elizabeth N. Bilus
Title: Assistant Secretary



PATENT
2105.2545.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jamshid Ashourian, et al.

Serial No. : 10/632,053

Filing Date : July 31, 2003

Title : Stablized Milk Product Containing Fruit and Fruit Juice

April 5, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

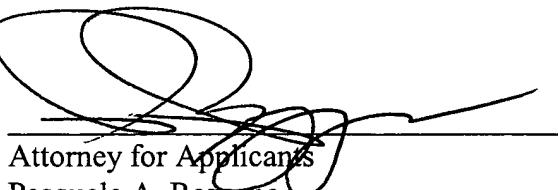
Sir:

COMMUNICATION

Enclosed please find a Statement Under 37 C.F.R. 3.73(b) and Revocation
of Prior Power of Attorney and Substitute Power of Attorney for the above-identified
application.

Applicants' undersigned attorney may be reached in our New York office by
telephone at (212) 218-2100. All correspondence should be directed to our address given
below.

Respectfully submitted,



Attorney for Applicants
Pasquale A. Razzano
Registration No. 25,512

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200